IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

Bail Appl..No. 4945 of 2007()

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CRIME NO.215 OF 2007 OF WADAKKENCHERRY POLICE STATION

: PETITIONER/ACCUSED

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RAJESH, AGED 27 YEARS,
S/O. PONNAN, THRINJANKODU,AYILOOR,
PALAKKAD DISTRICT.

BY ADV. SRI.JOHNSON P.JOHN
SRI.BABY MATHEW

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR,HIGH COURT OF KERALA,
ERNAKULAM.

2. SUB INSPECTOR OF POLICE,
WADAKKENCHERRY POLICE STATION,
THRISSUR DISTRICT.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**R.BASANT, J**

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**B.A.No.4945 of 2007**

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Dated this the 14th day of August, 2007

**ORDER**

Application for regular bail. The petitioner faces allegations, inter alia, under Section 376 I.P.C. The crux of the allegations against the petitioner is that he had sexual intercourse with a girl aged below 16 years. The petitioner was arrested and continues in custody from 1.6.07. The petitioner and the victim girl were allegedly in love and had eloped from the house of the father of the girl. While so, they had allegedly indulged in sexual intercourse.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner, who has remained in custody from 1.6.07 can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

**(R.BASANT, JUDGE)**

rtr/-